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Physical Therapy Examiners

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FILED

**BOARD OF PHYSICAL THERAPY** 

SEP 2 2 2009

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF PHYSICAL THERAPY EXAMINERS

IN THE MATTER OF THE LICENSE OF

IRIS HOLZBERG, P.T. License NO:40QA00579000

TO PRACTICE PHYSICAL THERAPY IN THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter came before the New Jersey State Board of Physical Therapy Examiners (hereinafter referred to as the "Board") upon the Board's random audit of licensed physical therapists and physical therapy assistants pursuant to N.J.A.C. 13:39A-9.4(d) who submitted license renewal applications to engage in the practice of physical therapy for the 2008-2010 biennial renewal period. The renewal applications submitted by licensed physical therapists and physical therapy assistants included an acknowledgment regarding whether or

not the licensees had completed thirty (30) continuing education credits during the period from February 1, 2006 through January 31, 2008 as required for the 2008-2010 biennial license renewal period pursuant to N.J.S.A. 45:9-37.18(a)10 and N.J.A.C. 13:39A-9.1 et. seq.

The information supplied by Iris Holzberg, P.T. (hereinafter referred to as the "Respondent") in correspondence received on June 16, 2008 in response to the Board's audit is that she had not practiced physical therapy since June 1005. She is working in an unrelated field and occasionally takes a continuing education course for her own personal edification and she had not completed the thirty continuing education credits required upon renewal of the license to practice physical therapy. Respondent also stated that she hoped the Board would allow her to maintain the physical therapy license although she did not practice.

In response to correspondence from the Board dated September 6, 2008, the Respondent offered to surrender her license to practice physical therapy. In additional for the Board's waiver of the \$1000 civil penalty assessed against her, the Respondent further offered that the board revoke her license effective immediately.

Based upon all the available information reviewed, the Board has found that the respondent's conduct in failing to obtain thirty (30) continuing education credits in the period from February 1, 2006 through January 31, 2008 establishes a basis for disciplinary

action as the Respondent did not meet the requirements for renewal of her license to practice physical therapy as he failed to obtain the requisite thirty (30) continuing education credits within the two years preceding the renewal period as required by N.J.S.A. 45:9-37.34(d) and N.J.A.C. 13:39A-9.1 et. seq.

It appearing that the respondent desires to resolve this matter without further proceedings and waiving any right to a hearing, and the respondent acknowledging and not contesting the findings of fact and conclusion of law made by the Board; and the Board having been satisfied that the within resolution adequately protects the public health, safety and welfare; and for good cause shown:

ACCORDINGLY, IT IS ON THIS 22 DAY OF, 2009

ORDERED that:

- 1. The Respondent's license to practice physical therapy, renewed on February 1, 2008 is surrendered to the Board tantamount to a revocation. was unable to
- 2. The civil penalty in the amount of \$1000.00 assessed for Respondent's failure to obtain the thirty (30) continuing education credits within the preceding biennial licensure renewal period is waived on the condition that the license to practice physical therapy remains revoked. Should Respondent seek reinstatement

of her license at any time, she must comply with the continuing education requirements set forth in N.J.A.C. 13:39A-5.2(b) and shall be responsible for payment of the full amount of the civil penalty originally imposed along with any other reinstatement fees.

NEW JERSEY STATE BOARD OF PHYSICAL THERAPY EXAMINERS

By: San EWill ST, DPT 400A00560100 Karen Wilk, P.T., DPT

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I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

Iris Holzberg, P.T.

DATED: 9-7-09.